

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION**

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Nehemias Nunez,	§	
	§	
	§	Civil Action No.: 3:11-cv-00132-FM
	§	
Plaintiff,	§	
v.	§	
Financial Recovery Services, Inc.,	§	
	§	
Defendant.	§	
	§	
	§	

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**STIPULATION OF DISMISSAL OF ACTION WITH PREJUDICE  
PURSUANT TO RULE 41(a)**

Plaintiff, Nehemias Nunez, and Defendant, Financial Recovery Services, Inc., file this stipulation of dismissal, with prejudice, pursuant to Fed. R. Civ. P. 41(a).

1. Nehemias Nunez is the Plaintiff. Financial Recovery Services, Inc. is the Defendant.
2. On or about April 7, 2011, Plaintiff sued Defendant.
3. Plaintiff moves to dismiss the suit as to all parties.
4. Defendant, who has answered, agrees to the dismissal.
5. This case is not a class action, and a receiver has not been appointed.
6. This action is not governed by any statute of the United States that requires an order of the court for dismissal of this case.
7. Plaintiff has not dismissed an action based on or including the same claim or claims as those presented in this suit.
8. This dismissal is with prejudice.

Dated: July 6, 2011

Respectfully submitted,

By: PLAINTIFF, Nehemias Nunez

/s/ Diana P. Larson

Diana P. Larson  
Texas Bar No. 24007799  
The Larson Law Office, PLLC  
440 Louisiana, Suite 900  
Houston, TX 77002  
Telephone: (713) 221-9088  
Facsimile: (832) 415-9762  
Email: [Diana@thelarsonlawoffice.com](mailto:Diana@thelarsonlawoffice.com)

Of Counsel To

LEMBERG & ASSOCIATES L.L.C. A  
Connecticut Law Firm  
1100 Summer Street, 3<sup>rd</sup> Floor  
Stamford, CT06905  
Telephone: (203) 653-2250  
Facsimile: (877) 795-3666

And

By: DEFENDANT, Financial Recovery  
Services, Inc.,

/s/ David C. Sander

David C. Sander  
SCANLAN, BUCKLE & YOUNG, PC  
Attorney-in-Charge  
Texas Bar No. 00788348  
602 West 11th Street  
Austin, TX 78701  
E-mail: [dsander@sbylaw.com](mailto:dsander@sbylaw.com)  
Tel: 512/478-4651  
Fax: 512/478-7750  
Attorneys for Defendant

**CERTIFICATE OF SERVICE**

On July 6, 2011, I filed the foregoing document with the Clerk of the Court for the U.S. District Court for the Western District of Texas, Houston Division via the ECF System. Counsel for Defendant was served also by the ECF System.

David C. Sander  
SCANLAN, BUCKLE & YOUNG, PC  
Attorney-in-Charge  
Texas Bar No. 00788348  
602 West 11th Street  
Austin, TX 78701  
E-mail: [dsander@sbylaw.com](mailto:dsander@sbylaw.com)  
Tel: 512/478-4651  
Fax: 512/478-7750  
Attorneys for Defendant

/s/ Diana Larson  
Diana Larson

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**ORDER ON STIPULATION TO DISMISS**

On \_\_\_\_\_, 2011, the Court considered the parties' stipulation to dismiss. After considering the stipulation, the court:

GRANTS the stipulation and dismisses the case without prejudice.

SIGNED on \_\_\_\_\_, 2011.

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The Honorable Judge Frank Montalvo

APPROVED & ENTRY REQUESTED:

/s/ Diana P. Larson

Diana P. Larson  
Texas Bar No. 24007799  
The Larson Law Office, PLLC  
440 Louisiana, Suite 900  
Houston, TX 77002  
Telephone: (713) 221-9088  
Facsimile: (832) 415-9762  
Counsel for Plaintiff

/s/ David C. Sander

David C. Sander  
SCANLAN, BUCKLE & YOUNG, PC  
Attorney-in-Charge  
Texas Bar No. 00788348  
602 West 11th Street  
Austin, TX 78701  
E-mail: dsander@sbylaw.com  
Tel: 512/478-4651  
Fax: 512/478-7750  
Attorneys for Defendant